

STATE OF ALABAMA )

COUNTY OF MONTGOMERY )

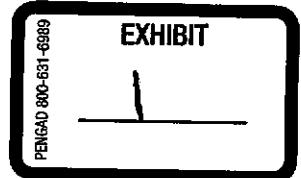
AFFIDAVIT

My name is Eleanor I. Brooks; I am over the age of nineteen (19) years; I am a resident of Montgomery County, Alabama; and I am the District Attorney for the Fifteenth Judicial Circuit of Alabama.

According to court records, Jeffery James Jackson (Plaintiff), a black male, born May 12, 1958, was indicted by the Montgomery County Grand Jury on December 10, 1999, for Theft of Property Second Degree and Receiving Stolen Property Second Degree in CC No. 99-2133. On June 17, 2002, he pled guilty as charged to Receiving Stolen Property II and the alternative count of Theft of Property Second Degree was nolle prossed. On the same day, he was sentenced under the Alabama Habitual Offender Act, admitting at least three (3) prior felony convictions, to fifteen (15) years, split, to serve three (3) years, suspended with three (3) years supervised probation, among other things. See Exhibit One (a certified copy of the Case Action Summary for CC No. 99-2133).

The Case Action Summary further shows that through clerical error court records indicated Mr. Jackson pled guilty to Breaking and Entering a Motor Vehicle and Theft of Property Third Degree on February 14, 2000. Apparently someone in the Judge's office mixed up paperwork in two (2) unrelated cases. This error was corrected by the Trial Court on March 28, 2002.

Neither I nor my office caused the clerical error nor did we order or issue a warrant of arrest for failure to appear on February 28, 2002.



The Defendant was indicted by the Montgomery County Grand Jury on April 7, 2006, for Murder alleged to have occurred on or about February 9, 2004. This case is pending.

I do not know how to respond further at this time as Mr. Jackson fails to allege any wrongdoing by me or this office.

*Eleanor I. Brooks*  
ELEANOR I. BROOKS  
AFFIANT

Sworn to and subscribed before me on this 20<sup>th</sup> day of April, 2006.

*Saundra G. Sonne*  
NOTARY PUBLIC  
MY COMMISSION EXPIRES: 6/25/06

ACRO372  
OPER: DBH  
PAGE: 1  
IN THE CIRCUIT COURT OF MONTGOMERY

ALABAMA JUDICIAL INFORMATION SYSTEM  
CASE ACTION SUMMARY  
CIRCUIT CRIMINAL

CASE: CC 1999 002133.00  
RUN DATE: 12/16/1999  
JUDGE: SMG

STATE OF ALABAMA

VS JACKSON JEFFERY  
1041 BRAGG STREET

CASE: CC 1999 002133.00

MONTGOMERY, AL 36108 0000

DOB: 05/12/1958 SEX: M RACE: B HT: 6 00 WT: 175 HR: EYES:  
SSN: 903120329 ALIAS NAMES:

CHARGE01: THEFT OF PROP 2ND CODE01: TOP2 LIT: THEFT OF PROP TYP: F #: 001  
CHARGE02: REC STOLEN PROP 2ND CODE02: RSP2 TYP: F #: 001  
OFFENSE DATE:

DATE WAR/CAP ISS: DATE ARRESTED: 10/15/1999  
DATE INDICTED: 12/10/1999 DATE FILED: 12/16/1999  
DATE RELEASED: DATE HEARING:  
BOND AMOUNT: \$30,000.00 SURETIES:

DATE 1: DESC: TIME: 0000  
DATE 2: 12/22/1999 DESC: ARRG TIME: 0820 A

TRACKING NOS: GJ 1999 120329 01 /

DEF/ATY: W. Hartley  
Aimee Smith 00000

TYPE: Ar

TYPE:

PROSECUTOR: REIDMOND SUSAN RACHEL  
M. Dukes

GRAND JURY: 329

OTH CSE: GJ199912032901 CHK/TICKET NO:

000792436

COURT REPORTER:

SID NO:

OPER: DBH

DEF STATUS: JAIL

DEMAND:

DATE ACTIONS, JUDGEMENTS, AND NOTES

12-22-99 W. Hartley, apd

**DEFENDANT ARRAIGNED IN OPEN  
COURT, PLEADS NOT GUILTY.**

Sm b

Trial continued

1-18-00

NOTICE OF DISCOVERY TO DEFT, INTENT TO USE PRIOR CONV., INTENT TO  
INVOKE SENT ENHANCEMENTS INTENT TO OFFER PROOF BY A CERT OF ANALYSIS  
& MOTION FOR DISCOVERY BY STATE

1-18-00

MOTION FOR DISCOVERY

1-27-00

MOTION FOR DISCOVERY

1-31-00

NOTICE OF ADDITIONAL DISCOVERY TO DEFT

2-7-00

NOTICE OF ADDITIONAL DISCOVERY TO DEFT

State of Alabama  
Unified Judicial System  
Form C-7 Rev 2/79

CASE ACTION SUMMARY  
CONTINUATION

Case Number

cc: 99-2133 OR

Style: STATE OF ALABAMA VS.

Jeffrey Jacobs

Page Number \_\_\_\_\_ of \_\_\_\_\_ Pages

DATE	ACTIONS, JUDGMENTS, CASE NOTES
1/1	Y.O.A GRANTED/DENIED
1/1	State's Motion/Nolle Prossse Count(s) _____ Granted
1/1	State's Motion To Dismiss Count(s) _____ Granted
1/1	State's Motion To Amend Count _____ to _____ Granted
2/14/100	<p>The Defendant is before the Court and is represented. The Court on record fully explained all Constitutional rights. The Court is convinced that Defendant comes into court voluntarily and understands all his rights. Exhibit A is signed by Defendant and counsel and the record affirmatively shows colloquy between the Judge and Defendant and that Defendant fully and completely understands he is waiving his Constitutional rights and other effects of a guilty plea and the consequences thereof and the sentence that could be imposed. Upon the conclusion of said colloquy the Court accepts the guilty plea and finds Defendant guilty and enters a judgment of guilt to the charge of <u>B&amp;E ON V TOP IT</u></p>
	Notice of HOA/Drug/Weapon Enhancements given <u>N/A</u>
	P.S.I. <u>ORDERED</u> / WAIVED
	Sentencing date is <u>3-13-1000</u> at 8:00 a.m. <u>3-13-1000</u>
	SALLY GREENHAW, CIRCUIT JUDGE

State of Alabama Unified Judicial System Form C-7 Rev 2/79		CASE ACTION SUMMARY CONTINUATION		Case Number CC 99-2133
Style: State vs Jeffery Jackson		Page Number _____ of _____ Pages		
DATE	ACTIONS, JUDGMENTS, CASE NOTES			
10/15/01	Motion to set Sentencing			
2-28-02	Def not at doc, Failed to appear for sentencing. Issue WOA smg			
3-4-02	Capias issued			
3-18-02	Warrant served, file sent to Judge's Office			
3-28-02	<p><del>The Court Nunc Pro Tunc hereby corrects this record to show that the plea entered on 2/14/00 was in error and it is set aside. The Court has determined that it was another Defendant who entered the plea.</del></p> <p>The Defendant is released from custody and a case status is scheduled for 4/11/02 at 8:30 am.</p> <p>Defendant resides at 122 E. South Blvd.</p> <p>smg</p> <p>SALLY GREENHAW CIRCUIT JUDGE</p>			
4-11-02	<p><del>DEFENDANT PTA FOR Status Hearing ISSUE W.O.A.</del></p> <p>smg</p> <p><del>*Entered in error 2/26/02 by 116-02 order</del></p>			
4-16-02	<p><del>Capias issued</del></p>			
5-24-02	<p><del>Chips off executed, file sent to Judge's Office</del></p>			

Style: STATE OF ALABAMA VS.

OF ALABAMA VS.  
Jeffrey Jackson

~~Page Number~~

of

Page 1

DATE	ACTIONS, JUDGMENTS, CASE NOTES
1/1 6/17/02	Y.O.A GRANTED/DENIED <i>Court</i> State's Motion/Nolle Prossse Count(s) <u>TOP</u> <i>Granted</i> <i>SMW</i>
1/1	State's Motion To Dismiss Count(s) <u>      </u> Granted
1/1 6/17/02	State's Motion To Amend Count <u>      </u> to <u>      </u> Granted
	The Defendant is before the Court and is represented. The Court on record fully explained all Constitutional rights. The Court is convinced that Defendant comes into court voluntarily and understands all his rights. Exhibit A is signed by Defendant and counsel and the record affirmatively shows colloquy between the Judge and Defendant and that Defendant fully and completely understands he is waiving his Constitutional rights and other effects of a guilty plea and the consequences thereof and the sentence that could be imposed. Upon the conclusion of said colloquy the Court accepts the guilty plea and finds Defendant guilty and enters a judgment of guilt to the charge of <u>RSPJ</u>
	Notice of <u>HOA</u> Drug/Weapon Enhancements given <u>3</u> .
	P.S.I. ORDERED <u>      </u> WAIVED
	Sentencing date is <u>1/02</u> at <u>8:30</u> a.m.
	SALLY GREENHAW, CIRCUIT JUDGE <i>SMW</i>

CASE ACTION SUMMARY  
CONTINUATION

cc-99 2133

Style: Jeffrey Jackson

Page Number \_\_\_\_\_ of \_\_\_\_\_ Pages

DATE

ACTIONS, JUDGMENTS, CASE NOTES

6/17/02

Defendant & attorney appeared for sentencing.  
 Court asked if he/she had anything to say why  
 sentence should not now be pronounced and  
 Defendant having his/her say, it is ORDERED:

HOA Enhancements Applicable Yes/No  
 Defendant Admits 3 State Proves \_\_\_\_\_ Priors

Sentenced to 15 yrs./split to serve 3 yrs.  
 reverse split postpone \_\_\_\_\_ review 7-22-02  
 Concurrent 91-163 Consecutive 8-30

SUSPENDED YES/NO SUPERVISED COURT PROBATION  
3 years LEVEL II \_\_\_\_\_ Monitor \_\_\_\_\_

ENHANCEMENTS - Weapons \_\_\_\_\_ years  
 Drug - \_\_\_\_\_ years School/Public Housing  
 \_\_\_\_\_ years Sale under 18

\$1000/2000 Fine

\_\_\_\_\_ Remit portion completion SAP  
 \_\_\_\_\_ Driver License suspended 6 mo.

\_\_\_\_\_ \$100.00 DFS fee

GED \_\_\_\_\_ BootCamp \_\_\_\_\_ /SAP \_\_\_\_\_ /Chain Gang \_\_\_\_\_  
 Work Release \_\_\_\_\_ Frank Lee \_\_\_\_\_ /Employment \_\_\_\_\_  
 Community Service \_\_\_\_\_ hrs. at \_\_\_\_\_ /PO Select  
 Review upon completion - Yes \_\_\_\_\_

Other - A Queen notice in open court  
of court date

Restitution \$ open Fine \$ \_\_\_\_\_

Crime Victim \$25.00/\$50.00/s Ct. Costs ✓

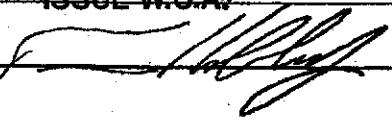
Attorneys Fees \$150.00 Attorney/GAL Fees to be submitted  
 Payment \$20 Me/Wk Begin 7/12/02 OR

1/2 monies earned \_\_\_\_\_ Review \_\_\_\_\_  
 \_\_\_\_\_ DOC to give 60 day notice prior to E.O.S.

Defendant advised rt. appeal, credit time served  
 Appeal Ed. set \$ \_\_\_\_\_

JUDGE SALLY GREENHAW

State of Alabama Unified Judicial System Form C-7 Rev 2/79		CASE ACTION SUMMARY CONTINUATION		Case Number CC-99-2133
Style: State of Ala. vs. Jackson, Jeffrey				Page Number _____ of _____ Pages
DATE	ACTIONS, JUDGMENTS, CASE NOTES			
6/5/02	Motion for production of discovery			
6/5/02	Notice of appearance			
6/6/02	Notice of discovery.			
7-22-02	Defendant appeared for Review. Copy of ORDER TO APPEAR given to Defendant in Open Court for 8/29/02 at 4 am			<i>D. to make payment on 7-26-02</i>
	<i>S.M.G.</i> SALLY GREENHAW, Circuit Judge			
8-29-02	DEFENDANT ISSUE W.O.A.	DEFENDANT FTA FOR ISSUE W.O.A.	Review <i>No payments made</i>	
9-4-02	Capias issued			
9-16-02	Capias Executed on 9-14-02; file to Judge.			
9-30-02	<i>D. is released from 10:30 AM - 3:30 PM to see about a job. D. stated he did not report because he had no transportation.</i>			
	<i>Status 10-1-02 @ 8:30</i>			
	<i>S.M.G.</i>			
10-1-02	<i>I appeared, has a job. Work release from 5A-5P M-F. Review 10-21-02 @ 8:30.</i>			
	<i>S.M.G.</i>			

State of Alabama Unified Judicial System Form C-7 Rev 2/79		CASE ACTION SUMMARY CONTINUATION		Case Number CC-99-2133
Style: _____				Page Number _____ of _____ Pages
DATE	ACTIONS, JUDGMENTS, CASE NOTES			
10-28-02	<p>A has had no success at finding a job with the Temp service or finding housing. A to be released Monday 1-5, Tuesday from 4-3 to look for work + housing. Review 10-31-02 @ 8:30</p> <p>SMG</p>			
10-31-02	<p>A is released on probation + stay with Rev Brewster. Review payment plan 11-25-02 @ 8:30</p>			
11-25-02	<p>Defendant appeared for Review. Copy of ORDER TO APPEAR given to Defendant in Open Court for 12/15/02 at 8:30 am/pm.</p> <p>SMG</p> <p>SALLY GREENHAW, Circuit Judge</p>			
12-5-02	<p>A appeared, restitution entered in the amount of \$999. Review 1-23-03 @ 4pm. A Smith's Mt to withdraw granted.</p> <p>SMG</p>			
	<p>Defendant appeared for Review. Copy of ORDER TO APPEAR given to Defendant in Open Court for _____ at _____ am/pm.</p> <p>Circuit Judge</p>			
1-23-03	<p>DEFENDANT FTA FOR Review or Pay ISSUE W.O.A.</p> <p>Feb 5, 6, 03</p> <p></p>			



State of Alabama Unified Judicial System Form C-7 Rev 2/79		<b>CASE ACTION SUMMARY CONTINUATION</b>	Case Number 99-2133 TMH
Style: <i>Jeffrey Jackson</i>	Page Number _____ of _____ Pages		
DATE	ACTIONS, JUDGMENTS, CASE NOTES		
2-23-04	<p>Delinquency report filed by the Court and based on the record Defendant is declared delinquent and arrested for.</p> <p> <input checked="" type="checkbox"/> Failure to report  <input checked="" type="checkbox"/> Failure to pay court ordered monies  <input type="checkbox"/> Failure to pay supervision fees  <input checked="" type="checkbox"/> Arrested on new charges <i>Robbery, Murder</i>  <input type="checkbox"/> Failure to avoid injurious habits  <input checked="" type="checkbox"/> Changing residences without permission  <input checked="" type="checkbox"/> Failure to comply with Court orders  <input type="checkbox"/> Failure to attend and/or complete program     </p> <p><i>△ shall remain in delinquent status pending outcome of new charges.</i></p> <p><i>F. W. H.</i></p> <p>11-1-04 <i>The new cases were Bound over to the Grand Jury on 3-26-04; still no disposition As</i></p> <p><b>STATE OF ALABAMA MONTGOMERY COUNTY</b></p> <p>I, as Circuit Clerk, Montgomery County Circuit Court, do hereby certify that the within is a complete, true and correct copy of the <u><i>Case Action Summary</i></u> on file in said office.</p> <p>Witness my hand and the seal of said Court is hereto affixed this the <u>16th</u> day of <u>February</u>, <u>2001</u>.</p> <p><i>Melissa K. Hennow</i> CIRCUIT CLERK</p>		